



Postal Registration No. N. E.—771/2006-2008

# The Gazette of Meghalaya

PUBLISHED BY AUTHORITY

No. 26

Shillong, Thursday, July 3, 2014

12th Asadha, 1936 (S. E.)

*Separate paging is given on this part in order that it may be filed as a separate compilation.*

## PART-IIA

### GOVERNMENT OF MEGHALAYA ORDERS BY THE GOVERNOR

#### NOTIFICATIONS

The 19th June, 2014.

#### ORDER

**No.RDS.2/2013/Pt/49.**—Whereas, the Government of Meghalaya *vide* Order No. RDS.45/2011/2, dated 30th March, 2011 has kept on hold all proposals for transfer of land to non tribal entities *viz* Companies, Societies, NGOs in terms of Section 4 (i) (e) and 4 (i) (f) of the Meghalaya Transfer of Land (Regulation) Act, 1971 to streamline the administration of the aforesaid Act and to restrict alienation of tribal land in the State pending consideration of the amendment to the Meghalaya Transfer of Land (Regulation) Act, 1971 and also pending the restructuring of the Industrial Investment Policy in the State, and

Whereas, the Meghalaya Board of Revenue *vide* Order dated 4th June, 2013 has directed that order dated 22nd March, 2013 be reviewed in the light of the second proviso of Section 3(i) of the Meghalaya Transfer of Land (Regulation) Act, 1971 and provision under Section 4 (i) (e) of the aforesaid Act as the aforesaid Act does not authorize any notification to curtail the right of religious society for transfer of land in their name.

Now, therefore, the Government of Meghalaya to ensure that the provisions of the Act are not curtailed in terms of Section 4(i) (e) of the Meghalaya Transfer of Land (Regulation) Act, 1971, the Government of Meghalaya is pleased to withdraw the Executive Order RDS.45/2011/2, dated 30th March, 2011 in respect of Section 4(i) (e) of the Meghalaya Transfer of Land (Regulation) Act in the aforesaid Executive Order in the interest of the State with immediate effect until further orders.

**R. R. MARAK,**

Principal Secretary to the Govt. of Meghalaya,  
Revenue and Disaster Management Department.

The 19th June, 2014.

**No.FOR.111/2007/Pt/174.**

The Governor of Meghalaya is pleased to order the revision of the Schedule of rates of royalty on all types of forest produce, the royalty of which is payable to the Government, including plantations raised through Government funding under Regulation 34 (2) (h) of the Meghalaya Forest Regulation Act (Assam Regulation No. 7 of 1891 as adopted by Meghalaya).

This order supersedes all previous Government notifications issued in this regard and shall come into force with effect from the date of notification in the official Gazette.

**SCHEDULE**

1. Depending on their utility, durability, the different species of trees available in the State of Meghalaya are categorized into 7 (Seven) Classes, A to E, as under:

<b>Sl No.</b>	<b><u>Botanical Name</u></b>	<b><u>Trade Name</u></b>	<b><u>Local Name</u></b>
<b><u>CLASS: A- I</u></b>			
1	Acacia catechu	Khair	Dieng shinkot(K), Koir(G)
2	Carpinus viminea	Indian hornbeam	Dieng sohrisang(K)
3	Tectona grandis	Teak/Segun	Dieng tik(K,J), Bolsegun(G)
<b><u>CLASS: A- II</u></b>			
4	Dalbergia sissoo	Sissoo	Dieng sisu(K)
5	Gmelina arborea	Gamari	Dieng-laphiang(K);Bolgipok(G)
6	Mesua ferrea	Nahor	Dieng ngai(K); Khimdi(G)
7	Morus laevigata	Bola	Dieng bylliat(K); Bolseng(G)
8	Michelia champaca	Titachap	Diengrai(K);Deinrai(J);Bolnabot(G)
9	Phoebe goalparensis	Bonsum	Dieng ngan-blei (K)
10	Shorea robusta	Sal	Diengblei(K,J) Bolsal(G)

**CLASS:A- III**

11	<i>Acrocarpus fraxinifolius</i>	Mundani	Diengjrep(K);Bolmangal(G)
12	<i>Adina cordifolia</i>	Haldu	Dieng Thingpholo(K);
13	<i>Albizzia lebbeck</i>	Koroi	Kreit iong(K);Krait iong(J);
14	<i>Albizzia odoratissima</i>	Kala Siris	Kreit ja(K)
15	<i>Albizzia procera</i>	Safed siris	KreitLieh(K),DeinKreit(J);Korai,
16	<i>Artocarpus integrifolia</i>	Kathal	Diengsohphan(K),BolThebrong(G)
17	<i>Canarium resiniferum</i>	White dhup	Dieng umsiang(K).
18	<i>Toona Ciliata</i>	Poma	Dieng Bti(K); Dein Bti(J);Poma,Bolbret(G)
19	<i>Cedrus deodara</i>	Deodar	Ding Kedar(K).
20	<i>Duabanga grandiflora</i>	Khogon	Dieng Bai(K).
21	<i>Mansonia dipikae</i>	Tik Badam	Dieng tikbadam
22	<i>Palaquim polyanthum</i>	Kurta	Dienghorua(K); salua(G)
23	<i>Telauama phellocarpa</i>	Kherika sopa	Diengrai tyrneng(K)
24	<i>Terminalia myriocarpa</i>	Hollock	Dieng Thar(K) .

**CLASS: B**

25	<i>Amoora wallichii</i>	Amari	Dieng bta(K)
26	<i>Artocarpus chaplasha</i>	Sam	DiengSohram(K)
27	<i>Betula alnoides</i>	Birch	Dienglieng(K).
28	<i>Bombax ceiba</i>	Simul	Dieng Kya(K).
29	<i>Callaphyllum polyanthum</i>	Poon	Dieng lakaru(K)
30	<i>Cassia fistula</i>	Sonaru	Dieng snaru(K)
31	<i>Chickrassia tabularis</i>	Bogipoma	Diengspah,Dieng Bti tyrneng(K),
32	<i>Cinnamomum cecisodaphne</i>	Gonsoroi	Dieng Konburoi, Pingwait(K)
33	<i>Cryptomeria japonica</i>	Suji(Dhup)	Diengkseh Bilat(K).
34	<i>Dipterocarpus turbinatus</i>	Gurjan	-
35	<i>Kydia calycina</i>	Pichola	Dieng iai-nep(K); Boldubak(G)
36	<i>Lagerstroemia flosreginae</i>	Jarul	Dieng Ther(K).
37	<i>Lagerstroemia parviflora</i>	Sida/ lendi	Ka Dieng Lyngshing(K).
38	<i>Mangifera indica</i>	Am	Dieng Sohpieng(K).
39	<i>Pinus kesiya</i>	Khasi Pine	Dieng Kseh(K); Dein Kseh(J)
40	<i>Schima wallichii</i>	Makri sal	Dieng Ngan (K); Dein Chyrngan(J);

**CLASS: C**

41	<i>Ailanthus grandis</i>	Borpat	Phanniaw(K).
42	<i>Artocarpus lakoocha</i>	lakooch	Diengsohsyrtet(K).
43	<i>Anthocephalus cadamba</i>	Kadam	DiengSohklong rtang(K).
44	<i>Albizzia lucida</i>	karo	Dieng Kreit(K)
45	<i>Alstonia scholaris</i>	chatian	Dieng Kyrting(K).
46	<i>Bischofia javanica</i>	Uriam	Dieng Jamew(K).
47	<i>Bridelia retusa</i>	Kuhir	Dieng reitshan(K);
48	<i>Castanopsis indica</i>	Hingori	Dieng Sohot(K).
49	<i>Dillenia indica</i>	Ou-tenga	Dieng soh kyrbam(K).
50	<i>Dysoxylum binectiferum</i>	Bandardima	Dieng Ori(K).
51	<i>Garuga pinnata</i>	garuga	Diengsoh khmut(K)
52	<i>Machilus globosa</i>	kaunla	Diengrailieh(K)
53	<i>Magnolia spp.</i>		Diengsohbar(K)
54	<i>Podocarpus neriifolia</i>	Jinari	DiengKseh Blei um(K).
55	<i>Pterospermum acerifolium</i>	Hati poila	Dieng Sla umphi(K).
56	<i>Pterospermum lanceofolium</i>	Bon-baguri	Diengpen swang(K);Bol-nabat(G)
57	<i>Sapindus mukorossi</i>	Sapindus	Diengsohpairah(K)
58	<i>Stereospermum chelonoides</i>	Awal	Diengsir(K).
59	<i>Tamarindus indica</i>	Imli	Diengsohkyntoi(K)

**CLASS: D**

60	<i>Aglaia edulis</i>	Momai leteku	Diengsohlongar(K)
61	<i>Alnus nepalensis</i>	Alnus	Diengliengiong(K)
62	<i>Albizzia stipulata</i>	Horish	Diengkraitlieh(K)
63	<i>Amoora rohituka</i>		Diengrata(K);Bolsamphel(G)
64	<i>Apodite benthamina</i>		Deinglapeidjem(K)
65	<i>Beilschmiedia assamica</i>	Kanthal patia	Diengkhalang(K); Horganme(G)
66	<i>Carallia integerrima / lucida</i>	Maki thekera	Diengsohsyllih(K);Bolnengrang(G).
67	<i>Careya arborea</i>		Diengsohkyndur(K)
68	<i>Cinnamomum obtusifolium</i>	Pati-hunda	Dienglassi(K);Sami-jang(G)
69	<i>Cryptocarya andersonii</i>	-	Dieng sohrilong, Ka Pdem(K);

70	<i>Dillenia pentagyna</i>	Okshi	Diengsohbar(K)
71	<i>Dysoxylum hamiltonii</i>	Gendheli-poma	Dieng kyrbei(K)
72	<i>Eleocarpus floribundus</i>	-	Diengkhasaw (K); Sohkhylam(K)
73	<i>Erythrina indica.</i>	madar	Diengsong(K)
74	<i>Eucalyptus spp.</i>		Diengtyrphin(K)
75	<i>Syzigium cumini</i>	Jamun	Dieng Sohjam (K);
76	<i>Eugenia praecox</i>	Bogi Jamuk	Dieng Sohum(K).
77	<i>Ficus nervosa</i>	Khari-pati	Ka Dieng jri.(K)
78	<i>Lannea grandis</i>	Jia	Diengsohlapeit shynrang(K)
79	<i>Litsea spp.</i>		Deing Lathyrnia(J)
80	<i>Lophopetalum fimbriatum</i>	Sutrong	Diengjarem(K)
81	<i>Kayea floribunda</i>	Karol	Bolong(G)
82	<i>Melia azedarach</i>	Ghora-nim	Dienglong (K)
83	<i>Premna bengalensis</i>	Gohora	Dienglieh(K); Bolgoppo(G)
84	<i>Premna milleflora</i>	Gomari sila	Diengphonri(K);gambharis khal(G)
85	<i>Pyrus species</i>		Dieng sohphoh/sohphoh khasi(K)
86	<i>Sapium bacatum</i>	Seleng	Diengjalong(K)
87	<i>Spondias mangifera</i>	Amora	Diengsoh pair(K);
88	<i>Sterculia alata</i>	Pahari	Dieng tluh(K).
89	<i>Sterculia villosa</i>	Odal	Dieng tluh(K); Umak(G)
90	<i>Terminalia bellerica</i>	Bahera	Dieng Rinam, Dieng Kharu(K).
91	<i>Terminalia chebula</i>	Artak	Diengsoh Kyrkhah(K).
92	<i>Tetrameles nudiflora</i>	Maina/Bhelu	Dieng Moina(K)
93	<i>Trewia nudiflora</i>	Gutel	Diengsohlyndot(K); bolnokhup(G)
94	<i>Vitex peduncularis</i>	Ahoi	Dieng sharyntoh(K)
95	<i>Zanthoxylum budrunga</i>	Bajrang	Dieng Jaiur khlaw(K)

**CLASS: E**

All other species not mentioned in the foregoing categories.

## 2. RATES OF ROYALTY ON TIMBER OF THE ABOVE CATEGORIES:

Class	Rates for logs per cubic metre	
	Girth 0.45 m. to 1.20 m.	Girth 1.21 m. & above.
A-I	₹ 6750.00	₹ 8920.00
A-II	₹ 3490.00	₹ 5230.00
A-III	₹ 3000.00	₹ 4180.00
B	₹ 2280.00	₹ 3090.00
C	₹ 1350.00	₹ 1850.00
D	₹ 910.00	₹ 1240.00
E	₹ 560.00	₹ 670.00

(1) V.A.T., Income Tax etc. and other Departmental Charges as and where applicable will be treated as extra charges.

(2) The cubic content of the log will be calculated by multiplying the square of the quarter girth taken at the middle of the log by the length of the log. For logs above 3.65 meters in length, the girth will be measured at 1.83 meters from the butt end of the logs.

(3) The rates specified above are for logs of which girth are measured under- bark. For logs measured over- bark, the rates chargeable will be 10% (ten percent) less than the rates shown above.

(4) The rates for sawn timber shall be 133% (one hundred thirty three percent) of the rate mentioned under "girth 1.21m. and above" irrespective of the girth of the logs from which the sawn timber has been converted.

**3. PRICE FOR SAL/ NAHAR PILES:-**

Sl. No.	Dressed Sal/ Nahar Piles		Royalty per cubic meter
i	20 cm to 25 cm Mid Dia	Length: a) Below 910 cm	₹ 8000.00
		b) 911 cm-1060 cm	₹ 8130.00
		c) 1061 cm-1220cm	₹ 8270.00
ii	25 cm to 30 cm Mid Dia	Length: a) Below 910 cm	₹ 8400.00
		b) 911 cm-1060 cm	₹ 8530.00
		c) 1061 cm & Up	₹ 8670.00
iii	30 cm & Up Mid Dia	Length: a) 1220 cm & above	₹ 9350.00

**4. RATES OF ROYALTY ON FIREWOOD:**

Firewood is defined as wood under 0.60 meters in length and up to 0.45 meters in girth. Wood of higher dimension, if found unsuitable for sawing owing to hollowness, crookedness or other defects, may be removed as firewood after splitting.

Categories	Rates for fire-wood
a) For removal by head load.	₹ 25.00/head load
b) For removal by buffalo/pony cart per load	₹ 200.00/cart load
c) For removal by truck on the basis of truck capacity per cubic metre stack.	₹ 200.00/per cubic metre stack

***Note:***

*The timber even under 1.00 meter in length and 0.60 cm in girth, belonging to the class A-I, A-II, & A-III shall not be included in the definition of firewood and shall stand excluded from this category. The rates of royalty in this case shall be the rates applicable to logs under the girth class of 0.45 m. to 1.2 m.*

**5. RATES OF ROYALTY FOR POLES:**

Category	Rate per piece not exceeding 4 meters in length	
	Mid girth under 0.30 meters	Mid girth 0.30 meters to less than 0.45 meters
A-I	₹ 40.00	₹ 90.00
A-II & A-III	₹ 20.00	₹ 35.00
B, C, D & E	₹ 15.00	₹ 20.00

*Note:- (i) The above rates are for mid-girth measurement taken over bark. For de-barked and dressed poles, the rates will be 10 percent and 33 percent respectively, higher than the rates mentioned above. Length will be measured to the nearest 5 cms. for assessment of royalty.*

*(ii) For longer poles up to lower girth class, length exceeding 4 cms. will be calculated as additional pieces, as the case may be.*

**6. RATES OF ROYALTY ON AGAR-WOOD (*Acquilaria agallocha*):**

Species	Mid girth	Rate per Cum.
Acquilaria agallocha;	Below 60 cm	₹ 1000.00
	61cm to 90 cm	₹ 2000.00
	Above 90 cm	₹ 3000.00

**7. RATES OF ROYALTY FOR AGRICULTURAL IMPLEMENTS:**

Agricultural Implements	Rates
a) Plough per piece converted from branch-wood of felled trees	₹ 10.00 each
b) Khoir stumps	₹ 100.00 each
c) Paddle or Oar of all species up to 1.50 m in length	₹ 5.00 each
d) Paddle or Oar of all species above 1.50 m in length	₹ 10.00 each
e) Gail (a round wooden vessel for husking paddy) of all species up to 1 m in girth and 0.45 m. to 0.60 m in length	₹ 10.00 each
f) Kund (Small dug-out for watering paddy field)	
(i) Below 3m in length	₹ 10.00 each
(ii) Above 3m in length	₹ 15.00 each.



**8. RATES OF ROYALTY FOR CHARCOAL:**

Rate for charcoal - ₹ 1000.00 per quintal

**9. RATES OF ROYALTY FOR BAMBOO:**

Kind of Bamboo	Rates per hundred nos.
a) Bambusa vulgaris (Bariala)	₹ 330.00
b) Bambusa tulda (Jati)	₹ 330.00
c) Bambusa pallida (Makal)	₹ 130.00
d) Bambusa balcooa (Bhaluka)	₹ 330.00
e) Dendrocalamus hamiltonii (Kako)	₹ 160.00
f) Dendrocalamus strictus (Mol)	₹ 160.00
g) Pseudostachyum polymorphum (Bajal)	₹ 130.00
h) Teinostachyum dullo (Dalu)	₹ 130.00
i) Malocanna bambusoides (Muli)	₹ 130.00
j) Other Bamboos	₹ 90.00

**10. RATES OF ROYALTY FOR THATCH GRASS:**

Rate for thatch grass - ₹ 10 per hundred bundles.

**11. RATES OF ROYALTY FOR CANE:**

Kinds of Cane	Rates per Hundred Rm. Length
a) Calamus guruba, (Sond)	₹ 100.00
b) Calamus tenuls, (Jari, Jati)	₹ 100.00
c) Calamus Phlagellum	₹ 100.00
d) Calamus latifolius, (Houka, Horna)	₹ 100.00
e) Deomonrops jenkinsianus, (Raidang, Golla)	₹ 100.00
f) Calamus leptospadix, (Tita)	₹ 100.00
g) Calamus floribundus, (Lejeri, Lejai)	₹ 100.00

**12. RATES OF ROYALTY FOR EKRA AND OTHER REEDS:**

Girth size of the Bundle	Rate per 100 Bundles
a) Over 0.03m to 0.45m in girth	₹ 20.00
b) Over 0.45 to 1.15m in girth	₹ 40.00
c) Over 1.15m in girth	₹ 90.00

**13. RATES OF ROYALTY FOR ROOFING AND FODDER :**

Kinds of leaves	Rate per 1000 Leaves
a) Roofing Leaves	₹ 10.00
b) Fodder	₹ 10.00

**14. RATES OF ROYALTY FOR BROOM STICK (PHULJHARU):**

Broom Stick (Phuljharu) - Rate per Kg. - ₹ 20.00

**15. RATES OF ROYALTY FOR DHUPWOOD/TORCHWOOD:**

Dhupwood / Torchwood @ ₹ 5000.00 per Tonne of Heart wood/ Root portion of Pinus kesiya (Khasi Pine).

**16. RATES OF ROYALTY FOR SAND, STONE AND CLAY (MINOR MINERALS):**

Categories	Rates per Cum.
a) Sand	₹ 90.00
b) Stone, boulder, gravel, broken stone, shingle	₹ 240.00
c) Clay and earth	₹ 100.00
c) Squared Stone	₹ 280.00

**7. AD-VALOREM RATES OF ROYALTY:**

- (i) All other non timber forest produce not listed above such as Bee-wax, Honey, Lac, all medicinal plants, Bhat- ghila (*Oroxylum* seeds & bark), Laham bark, and the whole or parts of all other medicinal plants, etc. will be charged at 12.50 per cent ad-valorem to be fixed by the Principal Chief Conservator of Forests & HoFF, Meghalaya, Shillong.
- (ii) Ad-valorem Rates of Royalty will be notified on the 1<sup>st</sup> April of each year from the Office of the Principal Chief Conservator of Forests & HoFF, Meghalaya, Shillong.
- (iii) Meghalaya Sales Tax/ M.P.T./C.S.T. and other taxes as applicable, shall be leviable on forest royalty for all kinds of forest produce/ minor minerals.
- (iv) The forest produce from Government controlled land would be sold as coupes and mahals by open competitive tender or auction and the best offer obtained in such sales will be deemed to be the reasonable value of such produce offered for sale.
- (v) The royalty rates fixed by the notification, which are based on the prevailing market prices vis-à-vis the rates obtained in the recent sale of coupes etc, are for the purpose of assessing valuation of coupes etc. offered for sale. Under special circumstances, when forest produce is disposed off under permit system under orders of the Competent Authority, royalty will be charged at the rates mentioned above.

**18. LEVY OF VALUE ADDED TAX , INCOME TAX ETC:**

Value Added Tax, Income Tax etc. at the rate prevalent will be leviable on royalty assessed for all kinds of forest produce.

The Forest Department, Government of Meghalaya shall have the right to modify the rates of royalty at any time or stop issue of permit without any prior information.

**M. S. RAO,**

Principal Secretary to the Govt. of Meghalaya,  
Forest and Environment Department.

The 19<sup>th</sup> June, 2014.

**No.HPL.116/2008/Pt/178.** - In exercise of the powers conferred by Section 2 and 8 of the Poison Act, (Act 12 of 1919), Government of Meghalaya hereby makes the following rules for sale of specified poisons, namely : -

1. **Short title and commencement.** – (1) These Rules may be called the Meghalaya Poisons Possession and Sale Rules, 2014.

(2) They extend to the whole of the State of Meghalaya.

(3) They shall come into force on the date of publication in the Official Gazette.

2. **Definitions.** – In these Rules, unless the context otherwise requires -

- (a) “Act” means the Poisons Act, 1919 (Central Act No. 12 of 1919);
- (b) “Appellate Authority” means the Authority to be notified by the State Government under the second proviso of rule 7;
- (c) “dealer” means a person holding a license under these rules;
- (d) “Form” means a form appended to these rules;
- (e) “licensing authority” means the District Magistrate or any other officer authorized by the State Government;
- (f) “licensee” means a holder of a license;
- (g) “notification” means a notification published in the Official Gazette;
- (h) “poisons” means poisons specified in the schedule and these shall be deemed to be poisons for the purpose of these rules;
- (i) “rules” means the Meghalaya Poisons Possession and Sale Rules, 2014;
- (j) “Schedule” means the Schedule appended to these rules; and
- (k) “Sale” means any sale by one licensed dealer to another or by a licensed dealer to any educational institution or to any research or medical institution or hospital or dispensary under a qualified medical practitioner (Registered Medical Practitioner) or any

recognized public institution or industrial firm requiring poisons for its own use or to Government Departments or Public Sector Undertakings or to an individual for personal use.

3. **License for possession or sale.** – No person shall sell or possess for sale any poison specified in the Schedule except under a license in Form A granted or renewed in that behalf by the licensing authority.
4. **Exhibition of rules on the premises.** – A copy of these rules shall always be displayed in a prominent location at the place of business specified in the license granted under Rule 3.
5. **Application for grant or renewal of license.** – (1) Every person desiring for grant of license or renewal of a license shall make a written application to the licensing authority in Form B and such application shall bear a court fee stamp of twenty five rupees:

Provided that any application for renewal of a license which is made less than three months prior to the date of the expiry of the license shall bear a court fee stamp of fifty rupees.

(2) Application for duplicate license, when the original is lost or destroyed, shall be made in writing and shall bear a court fee stamp of one thousand rupees.

(3) In the case of any change in the place of business of the licensee, a fresh application for license shall be made to the licensing authority and such application shall bear a court fee stamp of fifty rupees.

(4) The licensee shall prominently display the license at the place of business.

6. **Duration of license.** – Subject to the provisions of rules 7 and 8, a license granted or renewed under these rules shall remain in force for three years from the date of issue.

7. **Discretion of Licensing Authority.** – A license may be cancelled or revoked at any time. The grant or renewal or cancellation or revocation of a license shall be at the discretion of the licensing authority:

Provided that the licensing authority shall give an opportunity to the party concerned to show cause, if any, against the action proposed to be taken and shall record in writing the reasons for refusing to grant or renew a license or for cancelling or revoking a license:

Provided further that if the applicant for a license or a licensee whose license has been refused renewal or has been cancelled or revoked is aggrieved by an order of the licensing authority, he can file an appeal to the Appellate Authority notified by the State Government.

8. **Termination of license.** – A license shall terminate on the death of the license holder or on the transfer of his business or, if granted to a firm or company, on the winding up or the transfer of the business of such firm or company:

Provided that if the business carried on by the licensee as such of the firm or company is transferred as a going concern and the transferee applies for a fresh license, with court fee stamp of one hundred rupees, within fourteen days of the date of transfer, the subsisting license shall continue to be in force until a new license has been granted or the application for fresh license is rejected by the licensing authority.

9. **Disposal of stock on termination, revocation or cancellation of license.** –

(1) In the event of revocation or cancellation of the license under rule 7 or in the event of the termination of license under rule 8, the stock of poison may be sold to any other license holder within a period of three months from the date of such termination, revocation or cancellation of the license, after which the remaining poison, if any, may be destroyed under the orders of the licensing authority.

(2) In the case referred to in sub-rule (1) above, the proceeds of the sale, if any, shall be made over to the legal representative of the deceased license

holder or his transferee or, liquidator of the dissolved firm or company of the transferee of the firm or company, as the case may be.

10. **Powers to inspect premises and registers.** – Any Executive Magistrate or a Police Officer in-charge of a Police Station and above or a Medical Officer appointed by the State Government or an Inspector appointed under Section 21 of the Drugs and Cosmetics Act, 1940 (Central Act 23 of 1940) may, at any time, visit and inspect the premises of the license holder where a poison is kept for sale and may inspect all poisons found therein and the registers.

11. **License to whom granted.** – (1) A license shall be granted only to a person who in the opinion of the licensing authority is competent to conduct business in poisons.

(2) The license issued to a firm or company shall always be in the name of the proprietor or proprietors of the company or a responsible person to be nominated by such proprietor or proprietors for the purpose or, in the case of a public company, in the name of its manager.

(3) The name or names so given may be altered or amended by the licensing authority on a written application from the firm or company and such application shall bear a court fee stamp of one hundred rupees.

12. **Sale of poison.** – (1) Every sale of poisons shall, as far as practicable, be made by the license-holder in person or where the license holder is a firm or a company, through or under supervision of an accredited representative or such firm or company.

(2) A person holding license for possession and sale of poisons granted under these Rules shall store and sell from the premises specified in the license.

13. **Persons to whom poisons may be sold.** – A license holder shall not sell any poison to any person, unless the latter is personally known to him, or identified to his satisfaction by producing a photo identity card which has his address or substantiate it with a document giving his address. He shall also

ascertain before selling any poison, the name, telephone number and address of the purchaser and the purpose for which the poison is purchased. He shall not sell any poison to any person who appears to him to be under the age of eighteen years, or to any person who does not appear to him to be in full possession of his faculties.

14. **Register of sales of poisons.** – (1) Every license holder shall maintain a register in which he shall enter correctly all receipts and sales of poison other than those used by a chemist, druggist or compounder for dispensing or compounding in compliance with the prescription of a qualified medical or veterinary practitioner, as per Form-‘C’.

(2) In a separate portion of the register in Form ‘C’ he shall enter in the columns for each poison, the quantity of each poison sold daily, and those entries shall be filled up from day to day.

(3) The signature in the register referred to in column 9 of form ‘C’ shall be that of the license holder himself, or, when the license holder is a firm or company, that of an accredited representative of such firm or company and shall be written at the time of sale or dispatch to the purchaser. Such signature shall be held to imply that the signatory had satisfied himself that the requirements of rule 13 have been fulfilled.

(4) All letters or written orders or prescriptions referred to in column 7 of form ‘C’ shall be preserved in original by the license holder for a period of not less than two years from the date of the sale.

(5) The daily balance and new arrival of stock should be entered in the register in Form-D.

(6) Form ‘C’ and form ‘D’ are to be submitted to the concerned Police Station after every fifteenth day.

15. **Custody of poisons kept for sale and labelling of receptacles in which they are kept.** – All poisons kept for sale under these rules by any license holder shall be kept securely in a box, almirah, room or building (according to



the quantity maintained) which shall be secured by lock and kept and in which no substance shall be placed other than poisons possessed in accordance with a license granted under the Act and each poison shall be kept securely within such box, almirah, room or building in a separate closed receptacle of glass, metal or earthenware. Every such box, almirah, room or building and every such receptacle shall be marked with the word “**POISON**” in red letters, both in English and in the local language and in the case of receptacles containing separate poisons, with name of such poison.

16. **Poisons sold to be securely packed and labelled.** – When any poison is sold, it shall be securely packed in a closed receptacle or container (according to the quantity) and every such receptacle or packet shall be labeled by the licensee with a red label bearing in English and in local language giving the name of the poison and the name and address of the licensee. The following universal warning symbols shall also be displayed on the receptacle as indicated below-



17. **Security, storage and incident management of acids or corrosive substances by users (except individuals).** – A standard operating procedure (SOP) outlining the measures undertaken for security, storage and incident management of acids or corrosive substances shall be prepared and displayed prominently in the premises of the user in the following manner, namely,-

**(a) Security of acid or corrosive substances.**

- (i) a person shall be made accountable for possession and safe keeping of acid in the premises;

- (ii) the storage of acid or corrosive substances shall be under the supervision of this person;
- (iii) the storage of acid or corrosive substances shall be kept under double lock system to ensure more security;
- (iv) a register of usage of acid shall be maintained and the same shall be filed with the concerned SDM every quarter;
- (v) there shall be compulsory checking of the students or personnel leaving the laboratories or place of storage where acid or corrosive substances are used or stored.

**(b) Storage of acids or corrosive substances.**

- (i) the chemicals should be labelled to indicate the identity of the chemicals and the hazards involved and the precautions to be taken;
- (ii) all storage containers should be labelled to indicate the identity of the chemicals and the hazards involved and the precautions to be taken;
- (iii) incompatible chemicals should not be stored together;
- (iv) the inventory of corrosive chemicals should be kept to a minimum;
- (v) protective gloves, aprons, safety glasses and face shields should be worn where appropriate;
- (vi) acids should be diluted with care – always add acid to water, never add water to acid.

**(c) Incident Management.**

- (i) **skin contact:** quickly take off contaminated clothing, shoes and leather goods (e.g. watchbands, belts). Quickly and gently blot or brush away excess chemical. Immediately flush with lukewarm, gently flowing water for at least 30 minutes. Do not interrupt flushing. If it can be done safely, continue flushing during transport to hospital. Immediately call a Poison Centre or doctor. Treatment is urgently required. Transport to a hospital.
- (ii) **eye contact:** avoid direct eye contact. Wear chemical protective gloves if necessary. Quickly and gently blot or brush chemical off the face. Immediately flush the contaminated eye(s) with lukewarm, gently flowing water for at least 30 minutes, while holding the eyelid(s) open. If a contact lens is present, do not delay flushing or attempt to remove the lens. Neutral saline solution may be used as soon as it is available. Do not interrupt flushing. If necessary, continue flushing during transport to hospital.

- (iii) **ingestion:** have victim rinse mouth with water. If vomiting occurs naturally, have victim lean forward to reduce risk of aspiration. Have victim rinse mouth with water again. Immediately call a Poison Centre or doctor. Treatment is urgently required. Transport to a hospital.
- (iv) **inhalation:** take precautions to ensure your own safety before attempting rescue (e.g. wear appropriate protective equipment). Move victim to fresh air. Keep at rest in a position comfortable for breathing. If breathing is difficult, trained personnel should administer emergency oxygen. Do not allow victim to move about unnecessarily. Symptoms of pulmonary edema may be delayed. Immediately call a Poison Centre or doctor. Treatment is urgently required. Transport to a hospital.
18. **Penalties.** – Any person who breaches these rules shall be liable for punishment under the Act.
19. **State Government to issue public notice.-** The State Government shall issue public notice regarding sale of acid or corrosive substances for general awareness and information of the public.
20. **Health institutions to provide free medical treatment to acid attack victim.-** All health institutions shall provide free medical treatment to acid attack victims.

**V. R. SYIEM,**

Joint Secretary to the Government of Meghalaya  
Home (Police) Department.

**The Schedule**  
**[See Rule 2(h) and (j) and 3]**  
**List of Poisons**

1. Acetic acid (beyond 25 % concentration by weight)
2. Acetic Anhydride
3. Sulphuric acid ( $\text{H}_2\text{SO}_4$ ) ( beyond 5 % concentration by weight)
4. Hydrochloric acid ( $\text{HCl}$ ) (beyond 5 % concentration by weight)
5. Phosphoric acid ( $\text{H}_3\text{PO}_4$ )
6. Hydrofluoric acid ( $\text{HF}$ )
7. Perchloric acid ( $\text{HClO}_4$ )
8. Formic acid (beyond 10 % concentration by weight)
9. Hydrocyanic acid except substances containing less than 0.1 % weight in weight of Hydrocyanic acid
10. Hydrochloric acid, except substances containing less than 5 % weight in weight of Hydrochloric acid.
11. Nitric acid, except substances containing less than 5% weight in weight of Nitric acid
12. Oxalic Acid
13. Perchloride of mercury (corrosive sublimate)
14. Potassium Hydroxide except substances containing less than 2 % weight in weight of Potassium Hydroxide
15. Sodium Hydroxide except substances containing less than 2% weight in weight of Sodium Hydroxide
16. Hydrogen peroxide (beyond 50 % concentration by weight)
17. Formaldehyde ( beyond 25% concentration by weight)
18. Phenol (beyond 3% concentration by weight)
19. Sodium Hypochlorite Solution (beyond 5 % concentration by weight).

**FORM A**  
**(See rule 3)**  
**License for possession and sale of Poisons**

Photograph of License Holder/Authorised Representative
---

Register No.

Name of Licensee

Locality of shop

Shri \_\_\_\_\_ son of Shri \_\_\_\_\_ carrying on business as  
\_\_\_\_\_ in the \_\_\_\_\_ (Name of Local Body) under \_\_\_\_\_ Police  
Station, of \_\_\_\_\_ District, is hereby licensed to possess for sale by retail and to  
sell by retail the following poisons namely:

1. \_\_\_\_\_
2. \_\_\_\_\_
3. \_\_\_\_\_
4. \_\_\_\_\_
5. \_\_\_\_\_

This license is subject to the conditions specified on the reverse, the breach of any of which shall involve forfeiture of the license as well as liability to the penalties provided by Section 6 of the Poisons Act, 1919.

This license will remain in force from the date of grant for a period of three years unless previously terminated by the death of the license holder or cancelled by the Licensing authority concerned.

Seal and Signature of Licensing Authority

**CONDITIONS**

1. Subject to the provisions of rules 6 and 9, license granted or renewed on any day shall remain in force for a period of three years. Every applicant for the grant or renewal of a license shall make a written application to the Licensing Authority and such application shall bear a Court-fee stamp of twenty five rupees.
2. A license shall terminate on the death of the license-holder or if granted to a Firm or company on the winding up or transfer of the business of such firm or comp-any.
3. The License Authority may for any sufficient cause revoke or cancel any license.
4. Every sale of a poison shall so far as possible be conducted by the License-holder in person or where the license-holder is a Firm or a Company, through or under the supervision of an accredited representative or such firm or company.
5. A license-holder shall not sell any poison to any person unless the later is personally known to him or identified to this satisfaction by producing photo-identity card. He shall not sell any poison to any person who appears to him to be under the age of 18 or to any person who does not appear to him to be in full possession of his faculties.
6. (1) Every license-holder shall maintain a register in form 'C'  
(2) In a separate portion of the register shall be entered, in separate column for each poison, the quantity of each such poison sold daily and these entries shall be filled in from day to day in form 'D'.  
(3) The signature under column 8 of form 'C' of the register shall be that of the License-holder himself or when the license-holder is a Firm or company that of an accredited representative of such Firm or company and shall be entered at the time of sale or dispatch to the purchaser. Such signature shall be held to imply that the writer has satisfied himself that the requirements of rule 15 have been fulfilled.  
(4) All letters or written orders referred in column 7 of form 'C' of the register shall be preserved in original by the license-holder for a period of not less than two years from the date of the sale.
7. (1) A license-holder shall maintain in respect of each poison a stock register, in form 'D'  
(2) The stock register shall be balanced daily.
8. Any Magistrate or any Officer of Drugs Control Department or above the rank of Drugs Inspector or officer-in charge of police station or any medical officer of the rank of District Health and Medical Officer may at any time visit and inspect all poisons found there and the register maintained in form 'D'.
9. All poisons for sale by any license-holder under these rules (except those kept by a chemist and druggist for the purpose of dispensing or compounding in compliance with the prescription of a medical or veterinary practitioner) shall be kept in a box, almirah, room or building (according to the quantity maintained) which shall be secured by lock and key and in which no substance shall be placed other than poisons possessed in accordance with a license granted under these Rules and each poison shall be kept within such box, almirah, room or building in a separate closed receptacle of glass, plastic, metal, or earthen-ware. Every such box, almirah, room or building and every such receptacle shall be marked with the word "Poison" in red characters in English and local language and in the case of receptacles containing separate poisons with the name of each such poisons.
10. When any poison is sold, it shall be securely packed in closed receptacle or packet (according to the quantity) and every such receptacle or packet shall be labeled by the vendor with a label bearing the name of the poison in English and local language and the number and date of the entry in the register of sales specified in FORM 'C'.
11. The license shall be held subject to the conditions mentioned above and to the provisions of the Act and of any rules from time to time made under the Act.
12. The licensee, if he intends to sell or possess for sale any poison for medicinal use will first obtain a requisite license as required under section 16 of the Drugs and Cosmetics Act, 1940.

*Note - A poison for medicine use means a drug as defined in section 3 of the Drugs and Cosmetics Act, 1940.*

**FORM B**  
**[See Rule 5 (1)]**

**Application for Grant/Renewal of License for possession on sale of Poisons**

1. Name of the Applicant/ firm :
2. Age of the applicant :
3. Office Address :
4. Residence Address :
5. License number and copy of license (applicable for renewal application) :
6. Documents regarding constitution of the applicant firm including nomination of the authorized representative :
7. Full address of the place of business or shop or of storage for which a license is applied for ,number of the flat and the name of the building with house number and the street or the road where it is situated :
8. Copy of the building plan of the premises :
9. Documents pertaining to the right of possession of the premises :
10. Name (s) of the poison(s)proposed to be sold :

(Application should furnish three copies of self-attested photographs along with the application)

---

<sup>1</sup> To be accompanied with a court fee stamp of Rs. 25/- for grant of license, Rs. 50/- for Renewal, Rs. 1000/- for duplicate license and Rs. 50/- for change of place of business.

**FORM C**  
**[See rule 14(1), (2), (3), (4) and (6)]**  
**Register of sales of poisons**

1	2	3	4	5	6	7	8	9
Sl. No.	Name of poison	Quantity sold	Date of sale	Name and address of the purchaser, serial number of the photo identity card produced and the name of the issuing authority	Purposes for which the poison as stated by the purchaser to be required	Signature of purchaser or thumb impression, if illiterate, or in the case of purchase by post, date on which the letter was written and the reference number of the file in which the original letter is preserved.	Signature of a person identifying the purchaser, if any (or thumb impression, if illiterate)	Signature of Dealer.



**FORM D**  
**[See rule 14(4), (5)]**  
**Register of the daily balance and new arrived stock**

1	2	3	4	5	6	7
Sl. No.	Name of poison	Quantity received and date of receipt	Quantity sold and date	Balance stock	Signature of dealer	Signature of verifying Officer